

## BOARD OF FORESTRY AND FIRE PROTECTION

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### **BOARD OF FORESTRY AND FIRE PROTECTION** **MEETING ANNOUNCEMENT AND AGENDA**

Announcement Date: March 22, 2002

#### **INTERIM COMMITTEE MEETING**

**Date:** April 2, 2002 (Tuesday)

**Location:** Resources Building  
Auditorium  
1416 Ninth Street  
Sacramento, California

**Time:** 8:00 a.m. – Noon

#### **RESOURCE PROTECTION COMMITTEE MEETING**

**Date:** April 2, 2002 (Tuesday)

**Location:** Resources Building  
Room 1506-12  
1416 Ninth Street  
Sacramento, California

**Time:** 9:00 a.m. – Noon

#### ***Ad Hoc* WATERSHED COMMITTEE MEETING**

**Date:** April 2, 2002 (Tuesday)

**Location:** Resources Building  
Auditorium  
1416 Ninth Street  
Sacramento, California

**Time:** 1:00 p.m. – 4:00 p.m.

#### **FULL BOARD**

**Date:** April 2-3, 2002  
(Tuesday-Wednesday)

**Location:** Resources Building  
Auditorium  
1416 Ninth Street  
Sacramento, California

**Time:** April 2 - 4:00 p.m.  
April 3 - 8:00 a.m.

## FULL BOARD AGENDA

**April 2, 2002 (Tuesday)**

**4:00 p.m.**

1. Call to Order
2. **Executive Session: (Closed to the Public)** Discussion of Matters Related to Foresters Licensing such as Certifications; Voluntary Relinquishments; and/or Revocations of RPF Licenses/CRM Certifications Under Section 11126 (c)(1), (c)(2), (c)(3) of the Government Code; Employee Evaluation Under 11126 (a)(1); also Discussion of Pending and Potential Litigation Under Section 11126 (e) of the Government Code. Cases to be discussed are: **Campaign to Restore Jackson State Redwood Forest and Dharma Cloud Charitable Foundation Trust v. California Department of Forestry and Fire Protection, California Board of Forestry and Does I through X**, Mendocino County Superior Court, Case No. SCUKEVG 0083611; **California Oak Foundation, et al. v. Board of Forestry, et al.**, San Francisco County Superior Court, Case No. 314859; **Campaign to Restore Jackson State Redwood Forest and Dharma Cloud Charitable Foundation Trust v. California Board of Forestry and Does I through X inclusive**, Mendocino County Superior Court, Case No. SCUKEVPT 0287122, and **Gualala Redwoods, Inc. v. California State Board of Forestry, California Department of Forestry and Fire Protection, Andrea Tuttle, and Does 1 through 10**, Sacramento Superior Court Case No. 02CS00356. (The Executive Session may be reconvened if determined necessary.)

**April 3, 2002 (Wednesday)**

**8:00 a.m.**

3. Reconvene Open Session
4. Announcement of Actions Taken in Executive Session
5. Approval of Minutes of the March 2002 Meeting
6. Report of the Chairman
7. Election of Board Vice Chairman pursuant to Public Resources Code §738
8. Report of the Director
9. Report of the Oak Mortality Task Force
10. Review and Consideration of the Marin County Action Plan addressing Sudden Oak Death Hazard Tree Removal and Disposition.  
  
**Possible Action Item:** The Board may approve the submitted plan and grant funding for project implementation as mandated under AB 62
11. Report of Federal Agencies Including USDA Forest Service, National Marine Fisheries Service, US Fish & Wildlife Service and US Environmental Protection Agency

12. Consideration of a Proposed Lead Agency Agreement between the Board and Department addressing Lead Agency and Responsible Agency roles relative to the Jackson Demonstration State Forest Management Plan Environmental Impact Report.

**Possible Action Item:** The Board and Department may enter into an Agreement designating the Department as Lead Agency and the Board as Responsible Agency, consistent with Section 15051(d), Title 14 of the California Code of Regulations.

13. Presentation by Members of the Range Management Advisory Committee on the “Survey of Riparian Grazing and Stream Health” and the “Water Resources Threats on Rangelands” Workshops.
14. Consideration of a Board Policy Statement as Requested by the Ore-Cal Resource Conservation and Development Council regarding the Proposed Designation of specific roads located within Lassen, Plumas, Tehama, Shasta and Siskiyou Counties as National Scenic Byways or All American Roads

**Possible Action Item:** The Board may take action on the requests of the above named Counties, as contained in their Joint Resolution of December 18, 2001.

15. **Public Forum:** Members of the public may address the Board on any topic within its jurisdiction not otherwise on the agenda. Please be prepared to summarize comments to five minutes in length.

#### **11:00 a.m.**

16. **Hearing:** To Consider Amendment of Sections 1037.4 and 1092.19, Title 14 of the California Code of Regulations, addressing the extension of time periods for comment on, and review of, Timber Harvesting Plans. The proposed language would extend the time period to accept public comment from 15 to 30 days following a pre-harvest inspection and requires that 10 of those days must be after the final interagency review team meeting. Further, the time period allowed for the Director to review the plan following final interagency review would be extended from 10 to 15 working days.

**Note:** The hearing will be on rule language in a 30-Day Notice circulated on February 26, 2002. The Board proposes to amend the affected Forest Practice Rules to make them consistent with the recent change in Public Resources Code Section 4582.7. The amendment process proposed is consistent with Section 100(a)(6) of Title 1 of the California Code of Regulations – *Changes Without Regulatory Effect*. The noticed language is available from the Board's office and is also available on the Board's web page:

[http://www.fire.ca.gov/bof/board/board\\_proposed\\_rule\\_packages.html](http://www.fire.ca.gov/bof/board/board_proposed_rule_packages.html)

17. Report of Board's Advisory Committees

- Forest Pest Council
- Range Management Advisory Committee
- Monitoring Study Group
- Professional Foresters Examining Committee

**Possible Action Items:** Issuance of RPF Licenses/CRM Certifications, Withdrawals, Reinstatements, Voluntary Relinquishments, Suspensions, Revocations, or other Actions

#### **1:00 p.m.**

18. **Hearing:** To Consider Amendment of Section 1104.1(a), Title 14 of the California Code of Regulations, addressing recently implemented statutory changes. (PRC §4584) The proposed language restricts the use of the exemption by a person or company to once every 5 years and

includes procedures to allow a waiver of this time period due to undue hardship. Further, this proposal addresses documentation required to establish “bona fide intent”, authorizes inspections of conversion areas and terminates the exemption when the land ownership changes.

**Note:** The hearing will be on rule language in a 45-Day Notice circulated on February 15, 2002. The noticed language is available from the Board's office and is also available on the Board's web page: [http://www.fire.ca.gov/bof/board/board\\_proposed\\_rule\\_packages.html](http://www.fire.ca.gov/bof/board/board_proposed_rule_packages.html)

19. Report of Interim, Resource Protection, and *Ad Hoc* Watershed Committees

20. Report of Executive Officer, including Proposed State and Federal Legislation

**Note:** The Board's Executive Officer will report on ongoing administrative matters, proposed state or federal legislation or programs, resolutions, or new items coming before the Board. The Board may act in response to requests of the Executive Officer on items presented in the report.

21. New and Unfinished Business

22. Adjournment

**Note:** The Board may take any non-hearing agenda item out of order as time permits and may discuss agenda items scheduled for committees, including legislation. The Board may act on recommendations by its committees on items listed in their respective agendas.

**Note:** Those requiring further information regarding this meeting notice may contact Daniel R. Sendek, Executive Officer, State Board of Forestry and Fire Protection, P.O. Box 944246, Sacramento, CA, 94244-2460, (916) 653-8007. This meeting notice is also available in electronic format at: [http://www.fire.ca.gov/bof/board/board\\_current\\_docs.html](http://www.fire.ca.gov/bof/board/board_current_docs.html)

## COMMITTEE AGENDAS

### INTERIM COMMITTEE

**Date:** April 2, 2002 (Tuesday)

**Location:** Resources Building  
Auditorium  
1416 Ninth Street  
Sacramento, California

**Time:** 8:00 a.m. – noon

1. Continued Discussion of Stocking Credit for Retention of Large Trees, Large Decadent Trees, and Large Snags
2. Continued Review of Oak Retention Standards contained in 14 CCR §959.15(a)
3. Continued Discussion of the “Sensitive Species” Classification as Defined under 14 CCR 895.1 and Regulated pursuant to 14 CCR 919.12 [939.12 and 959.12]
4. Continued Discussion of the Interagency Proposal for Amendment to Regulations Affecting Timber Operations subject to Exemptions or Emergency Notices

5. Discussion of Policy for the timely Board Review of the Department's Implementation of Forest Practice Rule Changes
6. Discussion of Potential Amendment of 14 CCR §1057 *et seq.* as Related to Timeframes in which the Board must act upon a Proposed Decision submitted by an Administrative Law Judge in an Administrative (Civil) Penalty Hearing.
7. New and Unfinished Business

**Note:** The Interim Committee may continue discussion of items included in its agenda or the full Board agenda if the Board recesses or adjourns. If the Interim Committee completes its agenda topics prior to noon, the *Ad Hoc* Watershed Committee may convene immediately thereafter.

### ***Ad Hoc* WATERSHED COMMITTEE**

**Date:** April 2, 2002 (Tuesday)

**Location:** Resources Building  
Auditorium  
1416 Ninth Street  
Sacramento, California

**Time:** 1:00 p.m. – 4:00 p.m.

1. Continued Discussion regarding Future Direction and Efforts to be Considered for Watershed Assessment, including Potential Road Management Plans
2. New and Unfinished Business

**Note:** The *Ad Hoc* Watershed Committee may continue discussion of items included in its agenda or the full Board agenda if the Board recesses or adjourns. If the Interim Committee completes its agenda topics prior to noon, the *Ad Hoc* Watershed Committee may convene immediately thereafter.

### **RESOURCE PROTECTION COMMITTEE (RPC)**

**Date:** April 2, 2002 (Tuesday)

**Location:** Resources Building  
Room 1506-12  
1416 9th Street  
Sacramento, California

**Time:** 9:00 a.m. – Noon

1. Report by CDF Deputy Director, Fire Protection; including Reports from Region Chiefs
2. Report by the State Fire Marshal
3. Review of Nevada County's Local Fire Safe Ordinances for Certification in lieu of State Regulations
4. Report by the USDA Forest Service Regarding Fire Management Activities
5. Report by the Department of Fish and Game on Activities related to Fire
6. Report on the Activities of CDF Firefighters Union
7. Update on Implementation of the California Fire Plan

8. Advisory Committee Reports:

Statewide Fire Safe Council  
Range Management Advisory Committee  
Vegetation Management Program

9. Continued Discussion of Proposed Changes to the Board's Fire Policies

10. Report on Status of Current Legislation

11. New and Unfinished Business